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N 35 TE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Atty. Docket No.:

03493.00163

BRITZ, et al.

Serial No.:

09/981,240

Group Art Unit:

Unassigned

Filed:

October 18, 2001

Examiner:

Unassigned

For:

METROPOLITAN NETWORKS BASED ON

FIBER AND FREE SPACE ACCESS

DISTRIBUTION METHOD

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.56 and in compliance with 37 C.F.R. §1.97, Applicants submit herewith Form PTO-1449, identifying information for consideration by the Examiner. Applicant wishes to bring to the Examiner's attention a co-pending, commonly assigned patent application number 09/639,635 filed on August 15, 2000, a copy of which is enclosed.

Applicants do not waive any rights to take appropriate action to establish patentability over the listed documents should they be applied as a reference against the claims of the present application.

Consideration of the cited information and making the same of record in the prosecution of the above-noted application are respectfully requested. Should the Patent and Trademark Office determine that a fee is required, please charge our Deposit Account No. 19-0733.

Respectfully submitted,

Dated: February 4, 2002

By:

Catherine A. Ferguson

Registration No. 40,877

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U.S. PATENT DOCUMENTS									
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)									
	Patent Application No. 09/639,635 filed on August 15, 2000.								
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EXAMINER				DATE CONSIDERED					

EXAMINER: Initial citation if reference was considered. Draw line through citation if not in conformance to MPEP 609 and not considered. Include copy of this form with next communication to applicant.